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In re Application of :
OTA, Toshio *et al* :
Application No.: 10/019,335 :
PCT No.: PCT/JP00/04517 :
Int. Filing Date: 06 July 2000 :
Priority Date: 08 July 1999 :
Attorney Docket No.: SHIM014 :
For: METHOD FOR CONSTRUCTING :
FULL-LENGTH CDNA LIBRARIES :

**DECISION ON
RENEWED PETITION
UNDER 37 CFR 1.182**

This decision is in response to applicants' "Response to Decision and Petition for Inventor Name Change" filed 14 January 2003.

BACKGROUND

On 26 November 2002, a decision dismissing applicants' petition to change the name of an inventor was mailed. The decision was dismissed because applicants failed to meet the requirements Manual of Patent Examining Procedures (MPEP). Applicants were given two months to respond.

On 14 January 2003, applicants filed the instant renewed petition which was accompanied by a "Declaration of Kaoru Otsuka ("Decl.")".

DISCUSSION

As previously stated, section 605.04(c), *Inventor Changes Name*, of the MPEP lists the procedures required to change the name of an inventor and states, in part:

The petition must include an appropriate petition fee and an affidavit signed with both names and setting forth the procedure whereby the change of name was effected, or a certified copy of the court order.

In the renewed petition, applicants have submitted a declaration signed by the co-inventor who states that "[s]ubsequent to the filing of the International application, I have married and changed my surname. Decl. at ¶ 2. This declaration signed by the co-inventor using her old surname and her new surname meets the requirements of the MPEP noted above.

Accordingly, the declaration submitted 27 June 2002 is now in compliance with 37 CFR 1.497(a) and (b).

CONCLUSION

For the reasons above, the renewed petition under 37 CFR 1.182 is **GRANTED**.

Applicants have completed the requirements for acceptance under 35 U.S.C. § 371(c). The application has an international filing date of 06 July 2000, under 35 U.S.C. 363, and a 35 U.S.C. 371 date of 27 June 2002.

This application is being forwarded to the National Stage Processing Division of the Office of PCT Operations for continued processing


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